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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

Before The Honorable Charles R. Breyer, Judge

Joseph Timbang Angeles and Noe)	
Lastimosa,)	
)	
Plaintiffs,)	
)	
VS.)	NO. C 12-05860 CRB
)	
U.S. Airways, Inc.,)	
)	
Defendant.)	
_____)	

San Francisco, California
Friday, April 4, 2014

TRANSCRIPT OF PROCEEDINGS

APPEARANCES:

For Plaintiffs:

LIBERATION LAW GROUP, P.C.
2760 Mission Street
San Francisco, California 94110
BY: ARLO GARCIA URIARTE, ESQ.
BRENT ROBINSON, ESQ.

For Defendant:

O'MELVENY & MYERS LLP
Two Embarcadero Center, 28th Floor
San Francisco, California 94111
BY: ADAM KOHSWEENEY, ESQ.

Reported By: James C. Pence, RMR, CRR, CSR No. 13059
Official Court Reporter

Friday - April 4, 2014

10:21 a.m.

P R O C E E D I N G S

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THE CLERK: Calling Civil 12-5860, Joseph Angeles
versus U.S. Airways, Inc.

MR. URIARTE: Good morning, Your Honor. Arlo Uriarte
for plaintiffs Joseph Angeles and Noe Lastimosa.

MR. ROBINSON: Brent Robinson, Your Honor, on behalf
of plaintiffs.

MR. KOHSWEENEY: Good morning, Your Honor. Adam
KohSweeney for defendant U.S. Airways.

THE COURT: Well, I think the -- there are basically
three motions on. One is for judgment on the pleadings, which
I am denying.

Then there's a motion to -- on class certification to
grant or deny. I think it's a close question on class
certification. Nevertheless, I'm going to grant class
certification. I think that I may -- depending on how the
circumstances -- how the evidence comes in and so forth, I may
have to have certain refinements depending on what it is, but
the denial -- the granting of a class certification is always a
matter that can be reviewed depending on what the evidence is.

I know that U.S. Airways would prepare -- would prefer not
to have to go through the discovery process, but I think that
there's been enough that's been alleged to demonstrate the

1 appropriateness of class certification. I think also with
2 respect to the representatives:

3 1. That that bears -- you know, the class members -- or
4 the class representatives, rather -- that bears some pretty
5 careful analysis. I don't know whether we're there yet or not,
6 but, you know, I want to make sure that it does qualify for
7 being a representative and then appropriate. However, I'm
8 granting the class certification preliminarily because it's
9 always preliminarily.

10 So tell me, do you have a schedule? Do you want to work
11 it out between yourselves?

12 **MR. URIARTE:** I think -- yeah, we -- it would be more
13 appropriate, Your Honor.

14 **MR. KOHSWEENEY:** Yes, I agree. Yes.

15 **THE COURT:** Yeah.

16 Okay. Thank you very much.

17 **MR. URIARTE:** Thank you, Your Honor.

18 **MR. ROBINSON:** Thank you, Your Honor.

19 **MR. KOHSWEENEY:** Thank you, Your Honor.

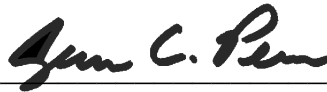
20 **THE CLERK:** Court's in recess.

21 (Proceedings adjourned at 10:24 a.m.)
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CERTIFICATE OF REPORTER

I certify that the foregoing is a correct transcript
from the record of proceedings in the above-entitled matter.

DATE: Wednesday, April 9, 2014

A handwritten signature in black ink, reading "James C. Pence", is positioned above a horizontal line.

James C. Pence, RMR, CRR, CSR No. 13059
U.S. Court Reporter